



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE BEGINNING OF ADMINISTRATIVE FINE CASE # 2353

DATE SCANNED 10-5-11

SCANNER NO. 2

SCAN OPERATOR Amk

11092670494



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 21, 2011

MEMORANDUM

TO: The Commission

THROUGH: Alec Palmer
Acting Staff Director

FROM: Patricia Carmona *[Signature]*
Chief Compliance Officer

Debbie Chacona *DC*
Assistant Staff Director
Reports Analysis Division

BY: *[Signature]* Jodi Winship/Sari Pickerell *[Signature]*
Compliance Branch

SUBJECT: Reason To Believe Recommendation - 2010 30 Day Post-General Report
(Unauthorized Filers) For The Administrative Fine Program

Attached is a list of political committees and their treasurers who failed to file or timely file the 2010 30 Day Post-General Report in accordance with 2 U.S.C. § 434(a). The list is comprised of unauthorized committees that failed to file or timely file the 2010 30 Day Post-General Report.

The committees appearing on the 30 Day Post-General Report list either failed to file the report, filed the report more than five (5) days after the due date but within thirty (30) days of the due date (considered a late filed report), or filed the report more than thirty (30) days after the due date (considered a non-filed report). In accordance with 11 C.F.R. § 111.43, these committees should be assessed the civil money penalties indicated in the attachment.

In order to determine the level of activity for unauthorized quarterly filers that failed to file or failed to timely file the 30 Day Post-General Report, the Reports Analysis Division (RAD) used the following procedures and criteria:

- Every 30 Day Post-General Report (30 Day Report) submitted by an unauthorized quarterly filer that covered the period from October 1, 2010 through November 22, 2010 (53 days), was reviewed for activity which would have required the filing of a 12 Day Report. If our

11092670495

research indicated that the filing of a 12 Day Report was required, we utilized a two-step method to arrive at the estimated level of activity on which to base the fine amount. First, if the committee had any unitemized activity, a per diem level of activity was used by multiplying the total amount of activity on the report by 25% (13 days (12G Filing Period)/53 days (30G Filing Period)). The committees identified through this process as failing to file or failing to timely file the 12 Day Pre-General Report were included in the Reason to Believe Recommendation approved by the Commission on March 11, 2011. If the same committee also failed to file the 30 Day Report in a timely manner, we based the 30 Day Report fine on the amount of the remaining level of activity. We arrived at this amount by subtracting the estimated level of activity for the 12 Day Report from the total amount of activity on the 30 Day Report. In these cases, the committees will also be assessed a fine for the 30 Day Reports based on the estimated levels of activity described above and are included on the attached list.

Recommendation

1. Find reason to believe that the political committees and their treasurers listed on the RTB Circulation Reports violated 2 U.S.C. § 434(a) and make a preliminary determination that the civil money penalties would be the amounts indicated on the RTB Circulation Reports.
2. Send the appropriate letters.

11092670496

Federal Election Commission
Reason to Believe Circulation Report
2010 POST-GENERAL Not Election Sensitive 12/02/2010 UNAUTH

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2344	C00426445	ABIOMED INC POLITICAL ACTION COMMITTEE (ABIOMED PAC)		DANIEL J. SUTHERBY	\$127,339	0	12/9/2010	7	\$49,294	\$340
2345	C00392290	ACE CASH EXPRESS INC PAC		DAVID DODSON	\$366,424	1	1/28/2011	Not Filed	\$8,951	\$412
2346	C00309146	AMERICAN GAMING ASSOCIATION POLITICAL ACTION COMMITTEE		JUDY LAYNE PATTERSON	\$159,550	0	12/10/2010	8	\$18,000	\$150
2347	C00120238	AMERICAN MOTORCYCLIST POLITICAL ACTION COMMITTEE		ROBERT CHADDOCK	\$143,557	0	1/13/2011	Not Filed	\$32,286	\$990
2348	C00397083	AMERICAN TELESERVICES ASSOCIATION PAC		TIMOTHY SEARCY	\$165,037	0	12/27/2010	25	\$24,652	\$235
2349	C00485821	AMERICANS FOR NEW LEADERSHIP		BRENT HUSSON	\$2,513,639	0	12/20/2010	18	\$202,916	\$4,250
2350	C00177741	ASPLUNDH TREE EXPERT CO POLITICAL ACTION COMMITTEE (ATE PAC)		JOSEPH P. DWYER	\$147,400	0	12/28/2010	26	\$5,500	\$185
2351	C00204388	BI-COUNTY POLITICAL ACTION COMMITTEE (FKA SUFFOLK PAC)		IRA LAMEL	\$203,726	1	12/23/2010	21	\$22,500	\$268
2353	C00020453	CASS COUNTY REPUBLICAN CENTRAL COMMITTEE		TONY P. KEY	\$123,500	0	1/6/2011	Not Filed	\$28,595	\$990
2354	C00420125	CHIANG PATEL AND YERBY INC PAC		DAVID W. HAYS	\$130,878	1	12/29/2010	27	\$1,000	\$200
2356	C00407635	CONSOLIDATED EDISON INC EMPLOYEES' POLITICAL ACTION COMMITTEE (CEIPAC)		ROBERT MUCCILO	\$340,795	0	12/9/2010	7	\$23,564	\$145
2357	C00480228	CONTINUING AMERICA'S STRENGTH AND SECURITY PAC		RALPH J. STEPHENS	\$246,571	0	2/16/2011	Not Filed	\$17,629	\$550

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Recelpt Date	Days Late	LOA	RTB Penalty
2358	C00357640	CORINTHIAN COLLEGES INC PAC		PAUL DE GIUSTI	\$174,077	0		Not Filed	\$14,506 (est)	\$550
2359	C00191288	D C REPUBLICAN COMMITTEE FEDERAL CAMPAIGN COMMITTEE		CRAIG ENGLE	\$860,143	0	12/13/2010	11	\$22,207	\$165
2360	C00442580	EFFECTIVE LEADERSHIP PAC		DENISE PETERSON	\$270,842	0	2/2/2011	Not Filed	\$27,095	\$990
2362	C00400317	FULTON FINANCIAL CORPORATION PAC		MICHAEL J. DEPORTER	\$138,105	0	12/23/2010	21	\$2,677	\$130
2363	C00414805	GOLDEN PEANUT COMPANY, LLC POLITICAL ACTION COMMITTEE		JAMES W. DORSETT	\$103,147	0	12/29/2010	27	\$6,250	\$190
2365	C00384354	GREAT LAKES SUGARBEET GROWERS POLITICAL ACTION COMMITTEE		RAY VANDRIESSCHE	\$411,604	0	1/31/2011	Not Filed	\$12,100	\$550
2366	C08826835	HARRIS COUNTY REPUBLICAN PARTY		JOSH FLYNN	\$204,063	0	12/9/2010	7	\$12,801	\$145
2367	C00437798	HEARPAC OF HEARING INDUSTRIES ASSOCIATION		JEROME RUZICKA	\$272,830	0	1/4/2011	Not Filed	\$6,000	\$330
2369	C00354613	INT LONGSHOREMENS ASSOC (ILA) LOCAL 1291 POLITICAL ACTION COMMITTEE		MARTIN MASCUILLI	\$135,657	2	12/29/2010	27	\$3,138	\$240
2370	C00382226	INTERNATIONAL SECURITIES EXCHANGE PAC		BRUCE COOPERMAN	\$141,761	0	1/5/2011	Not Filed	\$16,535	\$550
2371	C00136739	IUOE OPERATING ENGINEERS		JAMES JONES	\$652,331	0	12/8/2010	6	\$17,818	\$140
2372	C00016444	KENTUCKY MEDICAL ASSOCIATION PAC (KENTUCKY PHYSICIANS PAC FEDERAL-KPPAC FEDERAL)		DAVID R. WATKINS, MD	\$239,249	0	12/9/2010	7	\$17,277	\$145
2373	C00426320	LIBERTARIAN PARTY OF INDIANA		TODD SINGER	\$195,010	2	1/31/2011	Not Filed	\$12,184	\$825

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2374	C00208322	MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE		LYLE J. PARRY	\$132,878	0		Not Filed	\$18,983 (est)	\$550
2375	C00242370	MCAPIOT MANAGEMENT / MWH AMERICAS PAC		G. THOMAS PAYNE	\$961,979	0	12/16/2010	14	\$52,782	\$1,485
2376	C00356922	METROPOLITAN TRANSPORTATION AUTHORITY POLICE BENEVOLENT ASSOCIATION PAC		RAYMOND GIMMLER	\$143,080	1	12/27/2010	25	\$15,515	\$293
2378	C00309468	MSCPAC		RAYMOND J. BRIYA	\$106,540	0	1/6/2011	Not Filed	\$4,065	\$250
2379	C00165282	OLD NATIONAL BANK PAC		BRENDON FALCONER	\$285,467	0	1/11/2011	Not Filed	\$16,729	\$550
2380	C00165324	PHILADELPHIA JOINT BOARD UNITE HERE TIPS		MILDRED SALDANA	\$105,373	2	12/17/2010	15	\$54	\$150
2382	C00388694	PRIORITY PAC		KEVIN KENNEDY	\$746,535	0	12/31/2010	29	\$81,635	\$3,630
2383	C00434142	RENEWABLE ENERGY SYSTEMS AMERICAS INC. PAC (AKA RESPAC)		DARIN JENSEN	\$118,315	0	12/22/2010	20	\$8,424	\$155
2384	C00246736	SEABOARD CORPORATION POLITICAL ACTION COMMITTEE		DAVID M. DANNOV	\$153,163	0	12/29/2010	27	\$5,256	\$190
2385	C00452765	SILK PAC		LISA MARTINEZ	\$135,541	0	12/21/2010	19	\$13,750	\$205
2386	C00430371	SOUTH DAKOTA FIRST		JOHN MCINTYRE	\$439,135	0	12/30/2010	28	\$128,592	\$4,160
2387	C00278788	SUFFOLK COUNTY DETECTIVES ASSN INC., POLITICAL ACTION COMMITTEE		WILLIAM RATHJEN	\$153,433	1	12/26/2010	24	\$6,855	\$218
2388	C00488403	TEXAS TEA PARTY PATRIOTS PAC		WILLIAM J. O'SULLIVAN, JR.	\$237,488	0	12/30/2010	28	\$101,245	\$4,160

AF#	Committee ID	Committee Name	Candidate Name	Treasurer	Threshold	PV	Receipt Date	Days Late	LOA	RTB Penalty
2389	C00279828	TEXTILE RENTAL SERVICES ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE (TRSAPAC)		THOMAS NEWELL	\$256,991	0	12/14/2010	12	\$20,169	\$170
2390	C00009357	THE RECORDING INDUSTRY ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE		MITCH GLAZIER	\$230,185	0	1/10/2011	Not Filed	\$8,750	\$330
2391	C00335091	TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC		ROBERT A. VOLTSMANN	\$111,950	0	1/13/2011	Not Filed	\$9,200	\$330
2392	C00150045	UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS LEGIS EMP CMTE		GLENN MARSHALL	\$289,647	0	12/10/2010	8	\$30,000	\$360
2393	C00489203	UNITED MINE WORKERS OF AMERICA POWER PAC		DANIEL J. KANE	\$680,829	0	1/11/2011	Not Filed	\$84,925	\$2,970
2394	C00381699	USINPAC		MILES C. HOGE	\$159,433	0		Not Filed	\$39,858 (est)	\$990
2395	C00424150	WOMEN'S CAMPAIGN FORUM		SIOBHAN BENNETT	\$328,311	0	2/11/2011	Not Filed	\$79,905	\$3,850

11092670501

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	
Reason To Believe Recommendation - 2010)	
30 Day Post-General Report (Unauthorized)	
Filers) For the Administrative Fine)	
Program:)	
ABIOMED INC POLITICAL ACTION	)	AF# 2344
COMMITTEE (ABIOMED PAC), and)	
SUTHERBY, DANIEL J. as treasurer;)	
ACE CASH EXPRESS INC PAC, and	)	AF# 2345
DAVID DODSON as treasurer;)	
AMERICAN GAMING ASSOCIATION	)	AF# 2346
POLITICAL ACTION COMMITTEE, and)	
PATTERSON, JUDY LAYNE as treasurer;)	
AMERICAN MOTORCYCLIST	)	AF# 2347
POLITICAL ACTION COMMITTEE, and)	
CHADDOCK, ROBERT as treasurer;)	
AMERICAN TELESERVICES	)	AF# 2348
ASSOCIATION PAC, and SEARCY, TIM)	
MR. as treasurer;)	
AMERICANS FOR NEW LEADERSHIP,	)	AF# 2349
and HUSSON, BRENT as treasurer;)	
ASPLUNDH TREE EXPERT CO	)	AF# 2350
POLITICAL ACTION COMMITTEE)	
(ATE PAC), and DWYER, JOSEPH P as)	
treasurer;)	
BI-COUNTY POLITICAL ACTION	)	AF# 2351
COMMITTEE (FKA SUFFOLK PAC), and)	
IRA LAMEL as treasurer;)	
)	
CASS COUNTY REPUBLICAN	)	AF# 2353
CENTRAL COMMITTEE, and TONY P)	
KEY as treasurer;)	
CHIANG PATEL AND YERBY INC PAC,	)	AF# 2354
and DAVID W HAYS as treasurer;)	

Federal Election Commission
Certification for Administrative Fines
March 25, 2011

Page 2

CONSOLIDATED EDISON INC) AF# 2356
EMPLOYEES' POLITICAL ACTION)
COMMITTEE (CEIPAC), and MUCCILO,)
ROBERT as treasurer;)
CONTINUING AMERICA'S STRENGTH) AF# 2357
AND SECURITY PAC, and STEPHENS,)
RALPH J. as treasurer;)
CORINTHIAN COLLEGES INC PAC, and) AF# 2358
DE GIUSTI, PAUL as treasurer;)
D C REPUBLICAN COMMITTEE) AF# 2359
FEDERAL CAMPAIGN COMMITTEE,)
and ENGLE, CRAIG as treasurer;)
EFFECTIVE LEADERSHIP PAC, and) AF# 2360
DENISE PETERSON as treasurer;)

FULTON FINANCIAL CORPORATION) AF# 2362
PAC, and MICHAEL J DEPORTER as)
treasurer;)
GOLDEN PEANUT COMPANY, LLC) AF# 2363
POLITICAL ACTION COMMITTEE, and)
JAMES W DORSETT as treasurer;)

GREAT LAKES SUGARBEET) AF# 2365
GROWERS POLITICAL ACTION)
COMMITTEE, and VANDRIESSCHE,)
RAY as treasurer;)
HARRIS COUNTY REPUBLICAN) AF# 2366
PARTY, and FLYNN, JOSH as treasurer;)
HEARPAC OF HEARING INDUSTRIES) AF# 2367
ASSOCIATION, and RUZICKA, JEROME)
as treasurer;)

INT LONGSHOREMENS ASSOC (ILA)) AF# 2369
LOCAL 1291 POLITICAL ACTION)
COMMITTEE, and MARTIN MASCUILLI)
as treasurer;)

11092670502

Federal Election Commission
Certification for Administrative Fines
March 25, 2011

Page 3

INTERNATIONAL SECURITIES) AF# 2370
EXCHANGE PAC, and COOPERMAN,)
BRUCE as treasurer;)
IUOE OPERATING ENGINEERS, and) AF# 2371
JAMES JONES as treasurer;)
KENTUCKY MEDICAL ASSOCIATION) AF# 2372
PAC (KENTUCKY PHYSICIANS PAC)
FEDERAL-KPPAC FEDERAL), and)
WATKINS, DAVID R MD as treasurer;)
LIBERTARIAN PARTY OF INDIANA,) AF# 2373
and TODD SINGER as treasurer;)
MANAGEMENT AND TRAINING) AF# 2374
CORPORATION POLITICAL ACTION)
COMMITTEE, and LYLE J PARRY as)
treasurer;)
MCAPITOL MANAGEMENT / MWH) AF# 2375
AMERICAS PAC, and PAYNE, G.)
THOMAS as treasurer;)
METROPOLITAN TRANSPORTATION) AF# 2376
AUTHORITY POLICE BENEVOLENT)
ASSOCIATION PAC, and RAYMOND)
GIMMLER as treasurer;)

MSCPAC, and RAYMOND J BRIYA as) AF# 2378
treasurer;)
OLD NATIONAL BANK PAC, and) AF# 2379
FALCONER, BRENDON as treasurer;)
PHILADELPHIA JOINT BOARD UNITE) AF# 2380
HERE TIPS, and MS MILDRED)
SALDANA as treasurer;)

PRIORITY PAC, and KENNEDY, KEVIN) AF# 2382
MR. as treasurer;)
RENEWABLE ENERGY SYSTEMS) AF# 2383
AMERICAS INC. PAC (AKA RESPAC),)
and JENSEN, DARIN as treasurer;)
SEABOARD CORPORATION) AF# 2384
POLITICAL ACTION COMMITTEE, and)
DAVID M DANNOV as treasurer;)
SILK PAC, and LISA MARTINEZ as) AF# 2385
treasurer;)

11092670503

Federal Election Commission
Certification for Administrative Fines
March 25, 2011

Page 4

SOUTH DAKOTA FIRST, and	)	AF# 2386
MCINTYRE, JOHN as treasurer;)	
SUFFOLK COUNTY DETECTIVES	)	AF# 2387
ASSN INC., POLITICAL ACTION)	
COMMITTEE, and WILLIAM RATHJEN,)	
TREASURER as treasurer;)	
TEXAS TEA PARTY PATRIOTS PAC,	)	AF# 2388
and WILLIAM J O'SULLIVAN JR as)	
treasurer;)	
TEXTILE RENTAL SERVICES	)	AF# 2389
ASSOCIATION OF AMERICA)	
POLITICAL ACTION COMMITTEE)	
(TRSAPAC), and NEWELL, THOMAS as)	
treasurer;)	
THE RECORDING INDUSTRY	)	AF# 2390
ASSOCIATION OF AMERICA)	
POLITICAL ACTION COMMITTEE, and)	
GLAZIER, MITCH as treasurer;)	
TRANSPORTATION INTERMEDIARIES	)	AF# 2391
ASSOCIATION'S TIAPAC, and ROBERT)	
A VOLTMANN as treasurer;)	
UNITED BROTHERHOOD OF	)	AF# 2392
CARPENTERS/JOINERS OF AMER NEW)	
ENGLAND REG CARPENTERS LEGIS)	
EMP CMTE, and GLENN MARSHALL as)	
treasurer;)	
UNITED MINE WORKERS OF	)	AF# 2393
AMERICA POWER PAC, and DANIEL J)	
KANE as treasurer;)	
USINPAC, and HOGE, MILES C. MR. as	)	AF# 2394
treasurer;)	
WOMEN'S CAMPAIGN FORUM, and	)	AF# 2395
SIOBHAN BENNETT as treasurer;)	

11092670504

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on March 25, 2011 the Commission took the following actions on the Reason To Believe Recommendation - 2010 30 Day Post-General Report (Unauthorized Filers) For the Administrative Fine Program as recommended in the Reports Analysis Division's Memorandum dated March 21, 2011, on the following committees:

AF#2344 Decided by a vote of 6-0 to: (1) find reason to believe that ABIOMED INC POLITICAL ACTION COMMITTEE (ABIOMED PAC), and SUTHERBY, DANIEL J. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2345 Decided by a vote of 6-0 to: (1) find reason to believe that ACE CASH EXPRESS INC PAC, and DAVID DODSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2346 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN GAMING ASSOCIATION POLITICAL ACTION COMMITTEE, and PATTERSON, JUDY LAYNE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2347 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN MOTORCYCLIST POLITICAL ACTION COMMITTEE, and CHADDOCK, ROBERT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2348 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICAN TELESERVICES ASSOCIATION PAC, and SEARCY, TIM MR. as treasurer violated 2

11092670505

U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2349 Decided by a vote of 6-0 to: (1) find reason to believe that AMERICANS FOR NEW LEADERSHIP, and HUSSON, BRENT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2356 Decided by a vote of 6-0 to: (1) find reason to believe that ASPLUNDH TREE EXPERT CO POLITICAL ACTION COMMITTEE (ATE PAC), and DWYER, JOSEPH P as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2351 Decided by a vote of 6-0 to: (1) find reason to believe that BI-COUNTY POLITICAL ACTION COMMITTEE (FKA SUFFOLK PAC), and IRA LAMEL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2353 Decided by a vote of 6-0 to: (1) find reason to believe that CASS COUNTY REPUBLICAN CENTRAL COMMITTEE, and TONY P KEY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2354 Decided by a vote of 6-0 to: (1) find reason to believe that CHIANG PATEL AND YIRBY INC PAC, and DAVID W HAYS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

11092670505

AF#2356 Decided by a vote of 6-0 to: (1) find reason to believe that CONSOLIDATED EDISON INC EMPLOYEES' POLITICAL ACTION COMMITTEE (CEIPAC), and MUCCILO, ROBERT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2357 Decided by a vote of 6-0 to: (1) find reason to believe that CONTINUING AMERICA'S STRENGTH AND SECURITY PAC, and STEPHENS, RALPH J. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2358 Decided by a vote of 6-0 to: (1) find reason to believe that CORINTHIAN COLLEGES INC PAC, and DE GIUSTI, PAUL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2359 Decided by a vote of 6-0 to: (1) find reason to believe that D C REPUBLICAN COMMITTEE FEDERAL CAMPAIGN COMMITTEE, and ENGLE, CRAIG as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2360 Decided by a vote of 6-0 to: (1) find reason to believe that EFFECTIVE LEADERSHIP PAC, and DENISE PETERSON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

11092670507

AF#2362 Decided by a vote of 6-0 to: (1) find reason to believe that FULTON FINANCIAL CORPORATION PAC, and MICHAEL J DEPORTER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2363 Decided by a vote of 6-0 to: (1) find reason to believe that GOLDEN PEANUT COMPANY, LLC POLITICAL ACTION COMMITTEE, and JAMES W DORSETT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2365 Decided by a vote of 6-0 to: (1) find reason to believe that GREAT LAKES SUGARBEET GROWERS POLITICAL ACTION COMMITTEE, and VANDRIESSCHE, RAY as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2366 Decided by a vote of 6-0 to: (1) find reason to believe that HARRIS COUNTY REPUBLICAN PARTY, and FLYNN, JOSH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2367 Decided by a vote of 6-0 to: (1) find reason to believe that HEARPAC OF HEARING INDUSTRIES ASSOCIATION, and RUZICKA, JEROME as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

11092670508

AF#2369 Decided by a vote of 6-0 to: (1) find reason to believe that INT LONGSHOREMENS ASSOC (ILA) LOCAL 1291 POLITICAL ACTION COMMITTEE, and MARTIN MASCUILLI as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2370 Decided by a vote of 6-0 to: (1) find reason to believe that INTERNATIONAL SECURITIES EXCHANGE PAC, and COOPERMAN, BRUCE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2371 Decided by a vote of 6-0 to: (1) find reason to believe that IUOE OPERATING ENGINEERS, and JAMES JONES as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2372 Decided by a vote of 6-0 to: (1) find reason to believe that KENTUCKY MEDICAL ASSOCIATION PAC (KENTUCKY PHYSICIANS PAC FEDERAL-KPPAC FEDERAL), and WATKINS, DAVID R MD as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2373 Decided by a vote of 6-0 to: (1) find reason to believe that LIBERTARIAN PARTY OF INDIANA, and TODD SINGER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2374 Decided by a vote of 6-0 to: (1) find reason to believe that MANAGEMENT AND TRAINING CORPORATION POLITICAL ACTION COMMITTEE, and LYLE J PARRY as treasurer violated 2 U.S.C. 434(a) and make a

11092670509

preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2375 Decided by a vote of 6-0 to: (1) find reason to believe that MCAPIOTOL MANAGEMENT / MWH AMERICAS PAC, and PAYNE, G. THOMAS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2376 Decided by a vote of 6-0 to: (1) find reason to believe that METROPOLITAN TRANSPORTATION AUTHORITY POLICE BENEVOLENT ASSOCIATION PAC, and RAYMOND GIMMLER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2378 Decided by a vote of 6-0 to: (1) find reason to believe that MSCPAC, and RAYMOND J BRIYA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2379 Decided by a vote of 6-0 to: (1) find reason to believe that OLD NATIONAL BANK PAC, and FALCONER, BRENDON as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2380 Decided by a vote of 6-0 to: (1) find reason to believe that PHILADELPHIA JOINT BOARD UNITE HERE TIPS, and MS MILDRED SALDANA as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

11092670510

AF#2382 Decided by a vote of 6-0 to: (1) find reason to believe that PRIORITY PAC, and KENNEDY, KEVIN MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2383 Decided by a vote of 6-0 to: (1) find reason to believe that RENEWABLE ENERGY SYSTEMS AMERICAS INC. PAC (AKA RESPAC), and JENSEN, DARIN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2384 Decided by a vote of 6-0 to: (1) find reason to believe that SEABOARD CORPORATION POLITICAL ACTION COMMITTEE, and DAVID M DANNOV as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2385 Decided by a vote of 6-0 to: (1) find reason to believe that SILK PAC, and LISA MARTINEZ as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2386 Decided by a vote of 6-0 to: (1) find reason to believe that SOUTH DAKOTA FIRST, and MCINTYRE, JOHN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2387 Decided by a vote of 6-0 to: (1) find reason to believe that SUFFOLK COUNTY DETECTIVES ASSN INC., POLITICAL ACTION COMMITTEE, and WILLIAM RATHJEN, TREASURER as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

11092670511

AF#2388 Decided by a vote of 6-0 to: (1) find reason to believe that TEXAS TEA PARTY PATRIOTS PAC, and WILLIAM J O'SULLIVAN JR as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2389 Decided by a vote of 6-0 to: (1) find reason to believe that TEXTILE RENTAL SERVICES ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE (TRSAPAC), and NEWELL, THOMAS as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2390 Decided by a vote of 6-0 to: (1) find reason to believe that THE RECORDING INDUSTRY ASSOCIATION OF AMERICA POLITICAL ACTION COMMITTEE, and GLAZIER, MITCH as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2391 Decided by a vote of 6-0 to: (1) find reason to believe that TRANSPORTATION INTERMEDIARIES ASSOCIATION'S TIAPAC, and ROBERT A VOLTMANN as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2392 Decided by a vote of 6-0 to: (1) find reason to believe that UNITED BROTHERHOOD OF CARPENTERS/JOINERS OF AMER NEW ENGLAND REG CARPENTERS LEGIS EMP CMTE, and GLENN MARSHALL as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2393 Decided by a vote of 6-0 to: (1) find reason to believe that UNITED MINE WORKERS OF AMERICA POWER PAC, and DANIEL J KANE as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

11092670512

AF#2394 Decided by a vote of 6-0 to: (1) find reason to believe that USINPAC, and HOGE, MILES C. MR. as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

AF#2395 Decided by a vote of 6-0 to: (1) find reason to believe that WOMEN'S CAMPAIGN FORUM, and SIOBHAN BENNETT as treasurer violated 2 U.S.C. 434(a) and make a preliminary determination that the civil money penalty would be the amount indicated on the report; (2) send the appropriate letter. Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

March 28, 2011
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

11092670513



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

March 28, 2011

Tony P. Key, in official capacity as Treasurer
Cass County Republican Central Committee
P.O. Box 791
Logansport, IN 46947

C00020453
AF#: 2353

Dear Mr. Key:

The Federal Election Campaign Act of 1971, as amended ("the Act"), requires that your committee file a 30 Day Post-General Report of Receipts and Disbursements in a calendar year in which a regularly scheduled general election is held. This report, covering the period through November 22, 2010, shall be filed no later than December 2, 2010. 2 U.S.C. § 434(a). Because records at the Federal Election Commission ("FEC") indicate that this report was not filed within thirty (30) days of the due date, it is considered not filed for the purpose of calculating the civil money penalty.

The Act permits the FEC to impose civil money penalties for violations of the reporting requirements of 2 U.S.C. § 434(a). 2 U.S.C. § 437g(a)(4). On March 25, 2011, the FEC found that there is reason to believe ("RTB") that Cass County Republican Central Committee and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) by failing to file timely this report on or before December 2, 2010. Based on the FEC's schedules of civil money penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at the RTB stage is \$990. Please see the attached copy of the Commission's administrative fine regulations at 11 C.F.R. §§ 111.30-111.46. Attachment 1. The Commission's website contains further information about how the administrative fine program works and how the fines are calculated. See <http://www.fec.gov/af/af.shtml>. 11 C.F.R. § 111.34. Your payment of \$990 is due within forty (40) days of the finding, or by May 4, 2011, and is based on those factors:

Election Sensitivity of Report: Not Election Sensitive

Level of Activity: \$28,595

Number of Days Late: Not Filed (reports not filed within thirty (30) days of the due date are considered not filed for the purpose of calculating the penalty)

Number of Previous Civil Money Penalties Assessed: 0

At this juncture, the following courses of action are available to you:

1. If You Choose to Challenge the RTB Finding and/or Civil Money Penalty

11092670514

If you should decide to challenge the RTB finding and/or calculated civil money penalty, you must submit a written response, including the AF# found at the top of page 1 under your committee's identification number, to the FEC's Office of Administrative Review, 999 E Street, NW, Washington, DC 20463. Your response must be received within forty (40) days of the Commission's RTB finding, or May 4, 2011. 11 C.F.R. § 111.35(a). Your written response must include the reason(s) why you are challenging the RTB finding and/or calculated civil money penalty, and must include the factual basis supporting the reason(s) and supporting documentation. The FEC strongly encourages that documents be submitted in the form of affidavits or declarations. 11 C.F.R. § 111.36(c).

The FEC will only consider challenges that are based on at least one of three grounds: (1) a factual error in the RTB finding; (2) miscalculation of the calculated civil money penalty by the FEC; or (3) your demonstrated use of best efforts to file in a timely manner when prevented from doing so by reasonably unforeseen circumstances that were beyond your control. 11 C.F.R. § 111.35(b). In order for a challenge to be considered on the basis of best efforts, you must have filed the required report no later than 24 hours after the end of these reasonably unforeseen circumstances. *Id.* Examples of circumstances that will be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) a failure of Commission computers or Commission-provided software despite your seeking technical assistance from Commission personnel and resources; (2) a widespread disruption of information transmissions over the Internet that is not caused by a failure of the Commission's or your computer systems or Internet service provider; and (3) severe weather or other disaster-related incident. 11 C.F.R. § 111.35(c). Examples of circumstances that will not be considered reasonably unforeseen and beyond your control include, but are not limited to, (1) negligence; (2) delays caused by vendors or contractors; (3) treasurer and staff illness, inexperience or unavailability; (4) committee computer, software, or Internet service provider failures; (5) failure to know filing dates; and (6) failure to use filing software properly. 11 C.F.R. § 111.35(d).

The "failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver" of your right to present such argument in a petition to the U.S. district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

If you intend to be represented by counsel, please advise the Office of Administrative Review. You should provide, in writing, the name, address and telephone number of your counsel and authorize counsel to receive notifications and communications relating to this challenge and imposition of the calculated civil money penalty.

2. If You Choose Not to Pay the Civil Money Penalty and Not to Submit a Challenge

If you do not pay the calculated civil money penalty and do not submit a written response, the FEC will assume that the preceding factual allegations are true and make a final determination that Cass County Republican Central Committee and you, in your official capacity as treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty.

Unpaid civil money penalties assessed through the Administrative Fine regulations will be subject to the Debt Collection Act of 1982 ("DCA"), as amended by the Debt Collection Improvement Act of 1996, 31 U.S.C. § 3701 *et seq.* The FEC may take any and all appropriate

action authorized and required by the DCA, as amended, including transfer to the U.S. Department of the Treasury for collection. 11 C.F.R. § 111.51(a)(2).

3. If You Choose to Pay the Civil Money Penalty

If you should decide to pay the calculated civil money penalty, send the enclosed remittance form, along with your payment, to the FEC at the address on page 4. Upon receipt of your payment, the FEC will send you a final determination letter.

This matter was generated based on information ascertained by the FEC in the normal course of carrying out its supervisory responsibilities. 2 U.S.C. § 437g(a)(2). It will remain confidential in accordance with 2 U.S.C. § 437g(a)(4)(B) and 437g(a)(12)(A) until it is placed on the public record in accordance with 11 C.F.R. § 111.42, unless you notify the FEC in writing that you wish the matter to be made public.

As noted earlier, you may obtain additional information on the FEC's administrative fine program, including the final regulations, on the FEC's website at <http://www.fec.gov/af/af.shtml>. If you have questions regarding the payment of the calculated civil money penalty, please contact Sari Pickerall in the Reports Analysis Division at our toll free number (800) 424-9530 (at the prompt press 5) or (202) 694-1130. If you have questions regarding the submission of a challenge, please contact the Office of Administrative Review at our toll free number (800) 424-9530 (press 0, then ext. 1660) or (202) 694-1660.

On behalf of the Commission,



Cynthia L. Bauerly
Chair

11092670516

ADMINISTRATIVE FINE REMITTANCE & PAYMENT INSTRUCTIONS

In accordance with the schedule of penalties at 11 C.F.R. § 111.43, the amount of your civil money penalty calculated at RTB is \$990 for the 2010 Post-General Report.

Please mail this remittance with a check or money order made payable to the Federal Election Commission to the following address:

Federal Election Commission
P.O. Box 979058
St. Louis, MO 63197-9000

If you choose to send your remittance and payment by courier or overnight delivery, please use this address:

U.S. Bank - Government Lockbox
FEC #979058
1005 Convention Plaza
Attn: Government Lockbox, SL-MO-C2GL
St. Louis, MO 63101

The remittance and your payment are due by May 4, 2011. Upon receipt of your remittance and payment, the FEC will send you a final determination letter.

PAYMENTS BY PERSONAL CHECK

Personal checks will be converted into electronic funds transfers (EFTS). Your account will be electronically debited for the amount on your check, usually within 24 hours, and the debit will appear on your regular statement. We will destroy your original check and keep a copy of it. In case the EFT cannot be processed for technical reasons, you authorize us to process the copy in lieu of the original check. Should the EFT not be completed because of insufficient funds, we may try to make the transfer twice.

PLEASE DETACH AND RETURN THE PORTION BELOW WITH YOUR PAYMENT

FOR: Cass County Republican Central Committee

FEC ID#: C00020453

AF#: 2353

PAYMENT DUE DATE: May 4, 2011

PAYMENT AMOUNT DUE: \$990

11092670517

**FEC OFFICE OF
ADMIN REVIEW**

2011 APR 13 P 12:12

CASS COUNTY REPUBLICAN CENTRAL COMMITTEE

**PO Box 791
Logansport, IN 46947**

FEC Office of Administrative Review
999 E Street, NW
Washington, DC 20463

March 30, 2011

RE: C00020453
AF#: 2353

Dear Sir or Madam,

We received a letter stating that we were being penalized in the amount of \$990.00 for not timely filing our 30 Day Post-General Report of Receipts and Disbursements. I have been treasurer for approximately two years and have not even been through a full election cycle as of yet. Our board consists of volunteers who make time to support the political party. In doing so, there are many things that are learned as you go. I am a certified public accountant so I am very much aware of the importance of due dates, however, if you are never told of those due dates, it is impossible to abide by them. I was adjusting to the quarterly reporting status in 2010 from the bi-annual status in 2009. I had no idea there was any other reports that needed to be filed. When I received the letter stating there was a report due, I called the FEC and was told that I could submit the 30 Day Post Election report along with the year-end report since it was so close together. That is what I did and thought we were current. Now we are being assessed a civil penalty in the amount of \$990.00 for a late filing.

We would like to ask for a one time abatement or reduction of this penalty. We try to get good people in positions to make sure things are done correctly and feel we have done that, but when you are new, there are going to be some things slip through the cracks if you are not aware of them. Obviously, now we are aware of the additional report and assure you it will not happen again. We are a small organization and \$990.00 would have a very significant impact on our financial situation.

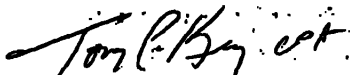
We appreciate your time and consideration regarding this matter and if there are any questions or additional information we can provide, please let us know.



Kay Weatherwax
Chairman



Senator Thomas Weatherwax
Co-Chairman



Tony Key, CPA
Treasurer

11092670518



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

Via First Class Mail

April 18, 2011

Tony P. Key, in his official capacity as Treasurer
Cass County Republican Central Committee
P.O. Box 791
Logansport, IN 46947

C00020453
AF#: 2353

Dear Mr. Key:

On April 13, 2011, the Commission's Office of Administrative Review ("OAR") received your written response ("challenge") which is being reviewed by OAR. If you have any questions regarding your challenge, please contact this Office on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

Sincerely,

A handwritten signature in black ink, appearing to read "Dayna C. Brown".

Dayna C. Brown
Reviewing Officer
Office of Administrative Review

11092670519

2011 APR 14 P 1:26

Date: April 14, 2011

**REFERRAL TO OFFICE OF ADMINISTRATIVE REVIEW
CHALLENGE RECEIVED**

AF#: 2353

Committee Name: Cass County Republican Central Committee

Committee ID#: C00020453

Committee Address (if different than in RTB letter): N

Treasurer Name (if different than in RTB finding): N

Attachments:

**Copy of RTB Circulation Report, dated March 21, 2011 and RTB Certification,
dated March 28, 2011 (Y/N): N**

Attachment #: N/A

Proof of Delivery (to be forwarded at later date if not yet received) (Y/N): Y

Attachment #: 1

Other Relevant Telecoms (Y/N): N

Attachment #: N/A

Original Correspondence Received by RAD in Response to RTB Letter (Y/N): N

Attachment #: N/A

RAD Staff Declaration (Y/N): Y

-2010 30 Day Post-General Report Prior Notice, dated November 8, 2010.

-Non-Filer Letter, dated December 20, 2010.

-RTB Letter, dated March 28, 2011.

Attachment #: 3

Other RAD Information: (Y/N): N

Attachment#: N/A

11092670520


[Home](#) | [Help](#) | [Sign In](#)
[Track & Confirm](#)
[FAQs](#)

Track & Confirm

Search Results

Label/Receipt Number: EQ82 6640 820U S

Class: Express Mail®

Status: Delivered

Your item was delivered at 2:36 pm on March 29, 2011 in LOGANSPOET, IN 46947. The item was signed for by T WEATHERWAX.

Track & Confirm

Enter Label/Receipt Number.

[Go >](#)

Detailed Results:

- Delivered, March 29, 2011, 2:36 pm, LOGANSPOET, IN 46947
- Notice Left (No Authorized Recipient Available), March 29, 2011, 11:32 am, LOGANSPOET, IN 46947
- Arrival at Post Office, March 29, 2011, 11:31 am, LOGANSPOET, IN 46947
- Processed through Sort Facility, March 29, 2011, 9:32 am, KOKOMO, IN 46902
- Processed through Sort Facility, March 29, 2011, 4:14 am, INDIANAPOLIS, IN 46251
- Processed through Sort Facility, March 28, 2011, 7:39 pm, LINTHICUM HEIGHTS, MD 21090

Notification Options

Track & Confirm by email

Get current event information or updates for your item sent to you or others by email. [Go >](#)

Proof of Delivery

Verify who signed for your item by email, fax, or mail. [Go >](#)

[Site Map](#)
[Customer Service](#)
[Forms](#)
[Gov't Services](#)
[Careers](#)
[Privacy Policy](#)
[Terms of Use](#)
[Business Customer Gateway](#)

Copyright© 2010 USPS. All Rights Reserved.

No FEAR Act EEO Data

FOIA



Equal Opportunity
Non-discrimination



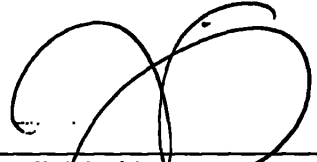
Accessibility
Non-discrimination

Attachment 1

11092670521

DECLARATION OF JODI WINSHIP

1. I am the Acting Chief of the Compliance Branch for the Reports Analysis Division of the Federal Election Commission ("Commission"). In my capacity as Acting Chief of the Compliance Branch, I oversee the initial processing of the Administrative Fine Program. I make this declaration based on my personal knowledge and, if called upon as a witness, could and would testify competently to the following matters.
2. I hereby certify that documents identified herein are true and accurate copies of the following sent by the Commission to Cass County Republican Central Committee:
 - A) Prior Notice, dated November 8, 2010 referencing the 2010 30 Day Post-General Report (sent via electronic mail to: CASSGOP@HOTMAIL.COM);
 - B) Non-Filer Letter, dated December 20, 2010, referencing the 2010 30 Day Post-General Report;
 - C) Reason-to-Believe Letter, dated March 28, 2011, referencing the 2010 30 Day Post-General Report.
3. I hereby certify that I have searched the Commission's public records and find that Cass County Republican Central Committee filed the 2010 30 Day Post-General Report with the Commission on January 6, 2011.
4. Pursuant to 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct and that all relevant telecoms for the matter have been provided. This declaration was executed at Washington, D.C. on the 14th day of April, 2011.



Jodi Winship
Acting Chief, Compliance Branch
Reports Analysis Division
Federal Election Commission



GENERAL ELECTION

REPORT NOTICE

FEDERAL ELECTION COMMISSION

PARTIES AND PACS

November 8, 2010

**** REMINDER ****

All party committees and PACs (nonconnected committees and separate segregated funds) must file a Post-General Election Report.

Reports sent by Registered or Certified Mail must be postmarked by the mailing deadline (December 2, 2010). If using Overnight Mail, the delivery service must receive the report by the mailing deadline (December 2, 2010). Otherwise, the report must be received by the filing deadline (December 2, 2010).

FOR INFORMATION, CALL: (800) 424-9530 or (202) 694-1100

Attachment 3

11092670523



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

December 20, 2010

RQ-7

TONY P KEY, TREASURER
CASS COUNTY REPUBLICAN CENTRAL COMMITTEE
PO BOX 791
LGO TRANSPORT, IN #6947

IDENTIFICATION NUMBER: C00020453

REFERENCE: POST-GENERAL REPORT 10/1/2010 - 11/22/2010

DEAR TREASURER:

IT HAS COME TO THE ATTENTION OF THE FEDERAL ELECTION COMMISSION THAT YOU MAY HAVE FAILED TO FILE THE ABOVE REFERENCED REPORT OF RECEIPTS AND EXPENDITURES AS REQUIRED BY THE FEDERAL ELECTION CAMPAIGN ACT, AS AMENDED.

IT IS IMPORTANT THAT YOU FILE THIS REPORT IMMEDIATELY WITH THE FEDERAL ELECTION COMMISSION, 999 E STREET, N.W., WASHINGTON, D.C., 20463. PLEASE NOTE THAT ELECTRONIC FILERS MUST SUBMIT THEIR REPORTS ELECTRONICALLY, AS PER 11 CFR §104.18. A COPY OF THE REPORT OR RELEVANT PORTIONS MUST ALSO BE FILED WITH THE SECRETARY OF THE STATE OR EQUIVALENT STATE OFFICER UNLESS THE STATE IS EXEMPT FROM THE FEDERAL REQUIREMENT TO RECEIVE AND MAINTAIN PAPER COPIES. YOU CAN VERIFY THE COMMISSION'S RECEIPT OF ANY DOCUMENTS SUBMITTED BY YOUR COMMITTEE ON THE FEC WEBSITE AT WWW.FEC.GOV.

THE FAILURE TO TIMELY FILE THIS REPORT MAY RESULT IN CIVIL MONEY PENALTIES, AN AUDIT OR LEGAL ENFORCEMENT ACTION. THE CIVIL MONEY PENALTY CALCULATION FOR LATE REPORTS DOES NOT INCLUDE A GRACE PERIOD AND BEGINS ON THE DAY FOLLOWING THE DUE DATE FOR THE REPORT. DUE TO HEIGHTENED SECURITY SCREENING MEASURES, DELIVERY OF MAIL BY THE US POSTAL SERVICE MAY BE DELAYED. THE COMMISSION RECOMMENDS THAT YOU SUBMIT YOUR REPORT VIA OVERNIGHT DELIVERY OR COURIER SERVICE.

IF YOU HAVE ANY QUESTIONS REGARDING THIS MATTER, PLEASE CONTACT CHRISTOPHER RITCHIE AT OUR TOLL FREE NUMBER (800)424-9530. OUR DIRECT LOCAL NUMBER IS (202)694-1130.

SINCERELY,

Debbie Chacona

DEBBIE CHACONA
ASSISTANT STAFF DIRECTOR
REPORTS ANALYSIS DIVISION (RAD)

100905619124

STATEMENT OF DESIGNATION OF COUNSEL

~~MUR~~ AF # 2353

NAME OF COUNSEL: WILLIAM B. CANFIELD III

FIRM: _____

ADDRESS: SUITE 600

1900 M STREET, N.W.

WASHINGTON, D.C. 20036

TELEPHONE: (202) 530-3332

~~FAX:~~ CANFIELDWILLIAM@GMAIL.COM

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

4/15/11
Date

Tony P. Key
Signature

RESPONDENT'S NAME: TONY KEY, TREASURER

ADDRESS: CASS CO. REPUBLICAN CENTRAL COMMITTEE
P.O. Box 791 (C00020453)

LONGANSPOUT, IN 46947

TELEPHONE: HOME: _____

BUSINESS: (574) 722-5432

11092670525

FEC OFFICE OF
ADMIN REVIEW

2011 APR 26 A 11:30



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

2011 JUN 15 P 1:01

SENSITIVE

June 15, 2011

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Acting Staff Director

From: Patricia Carmona *PC*
Chief Compliance Officer

Dayna C. Brown *DCB*
Reviewing Officer
Office of Administrative Review

Subject: Reviewing Officer Recommendation in AF# 2353 – Cass County
Republican Central Committee and Tony P. Key, in his official capacity as
Treasurer (C00020453)

The attached Reviewing Officer Recommendation is being circulated on an informational basis. A copy was also sent to the respondents in accordance with 11 C.F.R. § 111.36(f). The respondents may file with the Commission Secretary a written response within 10 days of transmittal of the recommendation.

After the 10 day period, the Reviewing Officer Recommendation and the respondents' written response, if any, will be circulated to the Commission to make a final determination.

Attachment

11092670526



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

June 15, 2011

**REVIEWING OFFICER RECOMMENDATION
OFFICE OF ADMINISTRATIVE REVIEW ("OAR")**

AF# 2353 – Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer (C00020453)

Summary of Recommendation

Make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess a \$990 civil money penalty.

Reason-to-Believe Background

On March 25, 2011, the Commission found reason to believe ("RTB") that the respondents violated 2 U.S.C. § 434(a) for failing to file the 30 Day Post-General Report and made a preliminary determination that the civil money penalty was \$990 based on the schedule of penalties at 11 C.F.R. § 111.43. A letter, dated March 28, 2011, was mailed to the respondents' address of record from the Reports Analysis Division ("RAD") to notify them of the Commission's RTB finding and civil money penalty.

Legal Requirements

The Federal Election Campaign Act ("Act") states that the treasurer of a committee not authorized by a candidate shall file, in an election year, a post-general election report no later than 30 days after any general election. 2 U.S.C. § 434(a)(4)(A)(iii) and 11 C.F.R. § 104.5(c)(1)(iii). Reports sent by Express Mail with delivery confirmation must be received by the delivery service by the December 2 mailing deadline. 11 C.F.R. § 104.5(e). The treasurer shall be personally responsible for the timely filing of reports. 11 C.F.R. § 104.14(d).

Respondents' Challenge

On April 13, 2011, the Commission received the written response ("challenge") from the Chairman, Co-Chairman and Treasurer requesting that the Commission grant the Committee a one-time abatement or reduction of the proposed civil money penalty. The Treasurer, who states that he has not yet served as Treasurer for a full election cycle, and was adjusting from the 2009 bi-annual filing schedule to quarterly in 2010, also states that they were not informed that a 30 Day Post-General Report was due. Upon receiving a letter stating that the report was due, the Treasurer called the Commission and after a discussion with a Commission Staff Member, believed they were current.

11092670528

Included with the challenge is a copy of the RTB letter. On April 26, 2011, OAR received a Statement of Designation of Counsel form from the Treasurer, appointing William B. Caulfield, III as Counsel in the matter going forward.

Analysis

The 30 Day Post-General Report was filed on January 6, 2011, 35 days late.

The respondents contend that they were never told of the due date for the 30-Day Post-General Report, and it was therefore impossible to file the report by the due date. The respondents, however, were notified via email of the filing requirements for the 30 Day Post-General Report before its due date. On November 8, 2010, the Report Notice for the 2010 30 Day Post-General Report was sent via email to "CASSGOP@hotmail.com," the email address disclosed on their Statement of Organization. Additionally, on March 4, 2010, the Treasurer called RAD after receiving a non-filer notice for failing to file the 2009 Year End Report. RAD telecoms (written records of telephone conversations) indicate that the Reports Analyst provided the Treasurer with subsequent filing deadlines, and also directed him to the Commission's website as a reference for future filing deadlines.

The respondents also state that after they received a letter from the Commission stating that the 30 Day Post-General Report was due, they contacted the Commission and were advised that they could submit the 30 Post-General Report along with the Year End Report. The respondents state that by doing this, they thought they were "current" in their filings. The non-filer notice, the letter the respondents appear to be referring to, was sent to their address of record on December 20, 2010. The letter explains that the failure to file reports on time may result in civil money penalties and specifically states that the penalty calculation for late reports does not include a grace period and begins on the day after the report's due date.

According to RAD telecoms, the respondents did not contact the Commission about the 30 Day Post-General Report until January 6, 2011, 35 days after the due date of the report and 17 days after the non-filer letter was sent to them. Given that the respondents filed the report on that same day, there is no indication that the respondents delayed the filing of the report due to advice from Commission staff.

With respect to the respondents' request that the penalty be abated or reduced, there are four criteria used to calculate the amount of the civil money penalty. 11 C.F.R. § 111.43. They are: the election sensitivity of the report, the number of prior violations, the number of days late, and the level of activity on the late report. The respondents have no prior violations. The 30 Day Post-General Report is a non-election sensitive report and is considered not filed for purposes of the civil money penalty calculation. 11 C.F.R. § 111.43(e)(1). The report discloses \$19,320 in receipts and \$9,275 in disbursements, resulting in a level of activity of \$28,595. Using the schedule of penalties at 11 C.F.R. § 111.43(a) and the level of activity bracket of \$25,000 - \$49,999.99, the civil money penalty is $990 \times [1 + (.25 \times 0)]$ or \$990. Thus, the penalty amount cited in the RTB letter was calculated correctly.

Failure to know filing dates and inexperience of the treasurer or other staff are included at 11 C.F.R. § 111.35(d) as examples of circumstances that are not considered reasonably unforeseen and beyond the respondents' control. Their challenge fails to address any of the three valid grounds at 11 C.F.R. § 111.35(b). These are: (i) the RTB finding is based on factual errors; and/or (ii) the improper calculation of the civil penalty; and/or (iii) they used best efforts to file on time but were prevented from doing so by reasonably unforeseen circumstances that were beyond their control and they filed the report no later than 24 hours after the end of these circumstances. The other issue raised in the challenge (the significant impact the penalty would have on the Committee), also does not fall within the list of defenses enumerated at 11 C.F.R. § 111.35(b). Therefore, the Reviewing Officer recommends that the Commission make a final determination that the respondents violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$990.

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 2353 involving the Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2353 that Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$990; and
- (3) Send the appropriate letter.

Reviewing Officer: Dayna C. Brown

Attachments

Attachment 1 – Challenge Received from Respondents
Attachment 2 – Declaration from RAD
Attachment 3 – Declaration from OAR

DECLARATION OF DAYNA C. BROWN

1. I am the Reviewing Officer in the Office of Administrative Review for the Federal Election Commission ("Commission"). In my capacity as Reviewing Officer, I conduct research with respect to all challenges submitted in accordance with the Administrative Fine program.
2. The 2010 30 Day Post-General Report is due December 2, 2010. Unless the report is sent by certified or registered mail, priority mail with delivery confirmation or express mail with delivery confirmation and is postmarked by December 2, it must be received by the close of business on December 2 to be timely filed.
3. It is the practice of the Reports Analysis Division to document all calls to or from committees regarding a letter they receive or any questions relating to administrative fine regulations, including due dates of reports and filing requirements.
4. I hereby certify that I have searched the Commission's public records and that the documents identified herein are the true and accurate copies of:
 - a) Page 1 of the Statement of Organization filed by the Cass County Republican Central Committee and Dawn R. Conner, in her official capacity as Treasurer. According to the Commission's records, the document is dated December 8, 2005, and was received December 16, 2005, and lists "CASSGOP@HOTMAIL.COM" as the Committee's email address; and
 - b) Page 1 of the Summary Page, Pages 3 and 4 of the Detailed Summary Page, and the Commission Envelope Replacement Page for the 2010 30 Day Post-General Report filed via Express Mail by the Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer. According to the Commission's records, the report covers the period from October 1 through November 22, 2010, was sent on January 6, 2011, and received on January 7, 2011. Line 20, column A lists \$19,320.00 in total receipts for the period. Line 31, column A lists \$9,275.18 in total disbursements.
5. Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that this declaration was executed at Washington on the 15th of June 2011.



Dayna C. Brown
Reviewing Officer
Office of Administrative Review
Federal Election Commission

11092670530

FEC
FORM 1

STATEMENT OF
ORGANIZATION

RECEIVED
FEC MAIL
OPERATIONS CENTER

7005 DEC 16 A 9:23

Office Use Only

1. NAME OF
COMMITTEE (in full)

☐

(Check if name
is changed)

Example: If typing, type
over the lines.

12FE4MS

CASS COUNTY REPUBLICAN CENTRAL COMMITTEE

ADDRESS (number and street)

P.O. Box 791

☐

(Check if address
is changed)

LOANSPORT

IN

46947-10791

CITY ▲

STATE ▲

ZIP CODE ▲

COMMITTEE'S E-MAIL ADDRESS

CASSGOPP.HOTMAIL.COM

COMMITTEE'S WEB PAGE ADDRESS (URL)

WWW.CASSGOPP.COM

COMMITTEE'S FAX NUMBER

- - -

2. DATE

12

06

2005

3. FEC IDENTIFICATION NUMBER ►

C00020453

4. IS THIS STATEMENT

☐

NEW (N)

OR

☒

AMENDED (A)

I certify that I have examined this Statement and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer

DANN R. CONNER

Signature of Treasurer

Dann R. Conner

Date

12

06

2005

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Statement to the penalties of 2 U.S.C. §437g.

ANY CHANGE IN INFORMATION SHOULD BE REPORTED WITHIN 10 DAYS.

Office Use Only					
-----------------------	--	--	--	--	--

For further information contact:
Federal Election Commission
Toll Free 800-424-6530
Local 202-694-1100

FEC FORM 1

(Revised 02/2003)

FE3ANG12.PDF

11092670531

25038953762

11092670532
11030532587

RECEIVED

2011 JAN -7 AM 11:30

FEC MAIL CENTER

FEC
FORM 3X

**REPORT OF RECEIPTS
AND DISBURSEMENTS**
For Other Than An Authorized Committee

Office Use Only

1. NAME OF COMMITTEE (in full) TYPE OR PRINT ▼ Example: If typing, type over the lines.

12FE4M5

CHSS COUNTY REPUBLICAN CENTRAL COMMITTEE

ADDRESS (number and street) ▼

P.O. Box 791



Check if different
than previously
reported. (ACC)

LOGANSPORT, IN 46947

2. FEC IDENTIFICATION NUMBER ▼

CITY ▲

STATE ▲

ZIP CODE ▲

C00020453

3. IS THIS
REPORT



NEW
(N)

OR



AMENDED
(A)

4. TYPE OF REPORT
(Choose One)

(a) Quarterly Reports:

- ☐ April 15
Quarterly Report (Q1)
- ☐ July 15
Quarterly Report (Q2)
- ☐ October 15
Quarterly Report (Q3)
- ☐ January 31
Year-End Report (YE)
- ☐ July 31 Mid-Year
Report (Non-election
Year Only) (MY)
- ☐ Termination Report
(TER)

(b) Monthly
Report
Due On:

- ☐ Feb 20 (M2) ☐ May 20 (M5) ☐ Aug 20 (M8) ☐ Nov 20 (M11)
(Non-Election
Year Only)
- ☐ Mar 20 (M3) ☐ Jun 20 (M6) ☐ Sep 20 (M9) ☐ Dec 20 (M12)
(Non-Election
Year Only)
- ☐ Apr 20 (M4) ☐ Jul 20 (M7) ☐ Oct 20 (M10) ☐ Jan 31 (YE)

(c) 12-Day
PRE-Election
Report for the:

- ☐ Primary (12P) ☐ General (12G) ☐ Runoff (12R)
- ☐ Convention (12C) ☐ Special (12S)

Election on

11 / 02 / 2010

In the
State of

IN

(d) 30-Day
POST-Election
Report for the:

- ☒ General (30G) ☐ Runoff (30R) ☐ Special (30S)

Election on

11 / 02 / 2010

In the
State of

IN

5. Covering Period

10 / 01 / 2010

through

11 / 22 / 2010

I certify that I have examined this Report and to the best of my knowledge and belief it is true, correct and complete.

Type or Print Name of Treasurer

Tony P. Key

Signature of Treasurer

Tony P. Key

Date

01 / 05 / 2010

NOTE: Submission of false, erroneous, or incomplete information may subject the person signing this Report to the penalties of 2 U.S.C. §437g.

Office Use Only									
-----------------------	--	--	--	--	--	--	--	--	--

FEC FORM 3X
Rev. 12/2004

**DETAILED SUMMARY PAGE
of Disbursements**


FEC Form 3X (Rev. 02/2003)

Page 4

II. Disbursements	COLUMN A Total This Period	COLUMN B Calendar Year-to-Date
21. Operating Expenditures:		
(a) Allocated Federal/Non-Federal Activity (from Schedule H4)		
(i) Federal Share		
(ii) Non-Federal Share		
(b) Other Federal Operating Expenditures	92,751.8	255,346.0
(c) Total Operating Expenditures (add 21(a)(i), (a)(ii), and (b))	92,751.8	255,346.0
22. Transfers to Affiliated/Other Party Committees		
23. Contributions to Federal Candidates/Committees and Other Political Committees		
24. Independent Expenditures (see Schedule E)		
25. Coordinated Party Expenditures (2 U.S.C. §441a(d)) (see Schedule F)		
26. Loan Repayments Made		
27. Loans Made		
28. Refunds of Contributions To:		
(a) Individuals/Persons Other Than Political Committees		
(b) Political Party Committees		
(c) Other Political Committees (such as PACs)		
(d) Total Contribution Refunds (add Lines 28(a), (b), and (c))		
29. Other Disbursements		
30. Federal Election Activity (2 U.S.C. §431(20))		
(a) Allocated Federal Election Activity (from Schedule H6)		
(i) Federal Share		
(ii) "Levin" Share		
(b) Federal Election Activity Paid Entirely With Federal Funds		
(c) Total Federal Election Activity (add Lines 30(a)(i), 30(a)(ii) and 30(b))		
31. Total Disbursements (add Lines 21(c), 22, 23, 24, 25, 26, 27, 28(d), 29 and 30(c)) ..	92,751.8	255,346.0
32. Total Federal Disbursements (subtract Line 21(a)(i) and Line 30(a)(ii) from Line 31)		

11092670534
11030532590

11092670535
11030532597

Federal Election Commission ENVELOPE REPLACEMENT PAGE FOR INCOMING DOCUMENTS The FEC added this page to the end of this filing to indicate how it was received.	
<input type="checkbox"/> Hand Delivered	Date of Receipt
<input type="checkbox"/> USPS First Class Mail	Postmarked
<input type="checkbox"/> USPS Registered/Certified	Postmarked (R/C)
<input type="checkbox"/> USPS Priority Mail	Postmarked
Delivery Confirmation™ or Signature Confirmation™ Label <input type="checkbox"/>	
<input checked="" type="checkbox"/> USPS Express Mail	Postmarked 1/6/11
<input type="checkbox"/> Postmark Eligible	
<input type="checkbox"/> No Postmark	
<input type="checkbox"/> Overnight Delivery Service (Specify):	Shipping Date
	Next Business Day Delivery <input type="checkbox"/>
<input type="checkbox"/> Received from House Records & Registration Office	Date of Receipt
<input type="checkbox"/> Received from Senate Public Records Office	Date of Receipt
<input type="checkbox"/> Received from Electronic Filing Office	Date of Receipt
<input type="checkbox"/> Other (Specify):	Date of Receipt or Postmarked
 PREPARER	1/7/11 DATE PREPARED

(3/2005)



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

VIA OVERNIGHT DELIVERY

June 16, 2011

William B. Canfield, III
Suite 600
1900 M Street, N.W.
Washington, DC 20036

C00020453
AF# 2353

Dear Mr. Canfield:

On March 25, 2011, the Federal Election Commission ("Commission") found reason to believe ("RTB") that the Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer ("respondents"), violated 2 U.S.C. § 434(a) for failing to file the 2010 30 Day Post-General Report. The Commission also made a preliminary determination that the civil money penalty was \$990 based on the schedule of penalties at 11 C.F.R. § 111.43.

After reviewing the written response and any supplemental information submitted by you and Commission staff, the Reviewing Officer has recommended that the Commission make a final determination in this matter. A copy of the Reviewing Officer's recommendation is attached.

You may file with the Commission Secretary a written response to the recommendation within 10 days of the date of this letter. Your written response should be sent to the Commission Secretary, 999 E Street, NW, Washington, DC 20463. As a result of the anthrax threat in the Washington, DC area, US Postal Service mail delivery to federal agencies, including the Commission, has been interrupted. Until regular mail delivery resumes, you may also file your written response with the Commission Secretary via facsimile (202-208-3333) or by courier at the same address (if you use an overnight delivery service, please use zip code 20004 instead of zip code 20463). Please include the AF # in your response. Your response may not raise any arguments not raised in your original written response or not directly responsive to the Reviewing Officer's recommendation. 11 C.F.R. § 111.36(f). The Commission will then make a final determination in this matter.

Please contact me at the toll free number 800-424-9530 (press 0, then press 1660) or 202-694-1660 if you have any questions.

Sincerely,

Dayna C. Brown
Reviewing Officer
Office of Administrative Review

Attachment

11092670536



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

COMMISSION
SECRETARIAT

2011 JUL -6 P 4:10

July 6, 2011

SENSITIVE

MEMORANDUM

To: The Commission

Through: Alec Palmer *AP*
Acting Staff Director

From: Patricia Carmona *PC*
Chief Compliance Officer

Dayna C. Brown *DCB*
Reviewing Officer
Office of Administrative Review

Subject: Final Determination Recommendation in AF# 2353 – Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer (C00020453)

On March 25, 2011, the Commission found reason to believe (“RTB”) that the respondents violated 2 U.S.C. § 434(a) for failing to file the 2010 30 Day Post-General Report and also made a preliminary determination that the civil money penalty was \$990 based on the schedule of penalties at 11 C.F.R. § 111.43.

On April 13, 2011, the Commission received their written response (“challenge”). After reviewing the challenge, the Reviewing Officer’s recommendation dated June 15, 2011 was forwarded to the Commission, a copy was forwarded to the respondents, and is hereby incorporated by reference. The Reviewing Officer recommended that the Commission make a final determination that they violated 2 U.S.C. § 434(n) and assess a \$990 civil money penalty because they submitted no evidence that a factual error was made in the RTB finding, that the penalty was miscalculated at RTB or that they used best efforts to file on time. 11 C.F.R. § 111.35(b).

Within 10 days of transmittal of the recommendation, they may file a written response with the Commission Secretary which may not raise any arguments not raised in their challenge or not directly responsive to the Reviewing Officer’s recommendation. 11 C.F.R. § 111.36(f). As of this date, a written response has not been received.

11092670537

OAR Recommendations

- (1) Adopt the Reviewing Officer recommendation for AF# 2353 involving the Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer, in making the final determination;
- (2) Make a final determination in AF# 2353 that Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$990; and
- (3) Send the appropriate letter.

11092670538

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
)
Final Determination Recommendation -) AF 2353
Cass County Republican Central)
Committee and Tony P. Key, in his)
official capacity as Treasurer)
(C00020453))

CERTIFICATION

I, Shawn Woodhead Werth, Secretary and Clerk of the Federal Election Commission, do hereby certify that on August 11, 2011, the Commission decided by a vote of 6-0 to take the following actions in AF 2353:

1. Adopt the Reviewing Officer recommendation for AF 2353 involving the Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer, in making the final determination.
2. Make a final determination in AF# 2353 that Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer violated 2 U.S.C. § 434(a) and assess a civil money penalty of \$990.
3. Send the appropriate letter.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

August 11, 2011
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission

11092670539



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

September 13, 2011

VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED

William B. Canfield, III, Counsel
Cass County Republican Central Committee
Suite 600
1900 M Street, N.W.
Washington, DC 20036

C00020453
AF# 2353

Dear Mr. Canfield:

On March 25, 2011, the Federal Election Commission ("the Commission") found reason to believe ("RTB") that the Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) for failing to file the 2010 30 Day Post-General Report. By letter dated March 28, 2011, the Commission sent your clients notification of the RTB finding that included a civil money penalty calculated at RTB of \$990 in accordance with the schedule of penalties at 11 C.F.R. § 111.43. On April 13, 2011, the Office of Administrative Review received your clients' written response, challenging the RTB finding and penalty.

The Reviewing Officer reviewed the Commission's RTB finding with its supporting documentation and the written response. Based on this review, the Reviewing Officer recommended that the Commission make a final determination that the Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assess a civil money penalty in the amount of \$990 in accordance with 11 C.F.R. § 111.43. The basis for the Reviewing Officer's recommendation was included in the Final Determination Report, a copy of which was sent to you on June 16, 2011.

On July 11, 2011, the Commission received your clients' \$990 payment.

On August 11, 2011, the Commission adopted the Reviewing Officer's recommendation and made a final determination that the Cass County Republican Central Committee and Tony P. Key, in his official capacity as Treasurer, violated 2 U.S.C. § 434(a) and assessed a civil money penalty of \$990. It is based on the same factors used to calculate the civil money penalty at RTB. A copy of the final determination recommendation is attached.

11092670540

11092670541

If You Choose to Appeal the Final Determination and/or Civil Money Penalty

If you choose to appeal the final determination, you should submit a written petition, within 30 days of receipt of this letter, to the district court of the United States for the district in which the committee or treasurer reside, or transact business, requesting that the final determination be modified or set aside. See 2 U.S.C. § 437g(a)(4)(C)(iii). The failure to raise an argument in a timely fashion during the administrative process shall be deemed a waiver of the respondents' right to present such argument in a petition to the district court under 2 U.S.C. § 437g. 11 C.F.R. § 111.38.

The confidentiality provisions at 2 U.S.C. § 437g(a)(12) no longer apply and this matter is now public. The file will be made a part of the public record pursuant to 11 C.F.R. § 111.42(b). Although the file must be placed on the public record within 30 days from the date of the Commission's notification, this could occur at any time following certification of the Commission's vote.

If you have any questions, please contact Dayna Brown on our toll free number (800)424-9530 (press 0, then ext. 1660) or (202)694-1660.

On behalf of the Commission,



Cynthia L. Bauerly
Chair

Attachment

FOR: Cass County Republican Central Committee

FEC ID#: C00020453

AF#: 2353

PAYMENT DUE DATE: May 4, 2011

PAYMENT AMOUNT DUE: \$990

QUALITY IS OUR PRIORITY FOR LOCKBOX 9058
SEQ# 003 \$ 0000099000 BA# 1 07-11-11 20 4



11092670542

us bancorp.
The Bancorp. Group

FD-1000 (2-11-11)
07/10/2011

PNC BANK
PNC Bank, National Association

No. 804024
DATE JUN 27, 2011

CASHIER'S CHECK

PAY TO THE ORDER OF **FEDERAL ELECTION COMMISSION**

NINE HUNDRED NINETY AND 00/100 \$ 990.00

CASS COUNTY REPUBLICAN CENTRAL COMMITTEE

AF# 2353

PNC Bank, National Association
Indiana
OFFICIAL SIGNATURE

990.00
DOLLARS

71-906/830



FEDERAL ELECTION COMMISSION
Washington DC 20463

THIS IS THE END OF ADMINISTRATIVE FINE CASE # 2253

DATE SCANNED 10-5-11

SCANNER NO. 2

SCAN OPERATOR cmk

11092670543